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**UNITED STATES DISTRICT COURT
DISTRICT OF MONTANA
MISSOULA DIVISION**

TANYA GERSH,

Plaintiff,

vs.

ANDREW ANGLIN,

Defendant.

Case No. 9:17-cv-50-DLC-JCL

**DEFENDANT'S MOTION TO
COMPEL MONTANA HUMAN
RIGHTS NETWORK TO
COMPLY WITH SUBPOENA**

**DEFENDANT’S MOTION TO COMPEL MONTANA HUMAN RIGHTS
NETWORK TO COMPLY WITH SUBPOENA**

Pursuant to Federal Rules of Civil Procedure 26 and 45, and Local Rule (LR) 26.3(c), Defendant Andrew Anglin respectfully moves this Court for an order compelling non-party Montana Human Rights Network (“MHRN”) d/b/a Love Lives Here to comply with Mr. Anglin’s Subpoena to MHRN by responding fully to all document requests in the Subpoena. Mr. Anglin also moves the Court find MHRN in contempt under Rule 45(g) and impose an appropriate sanction, including an award of costs and fees incurred in making this motion.

As set forth more fully in the accompanying memorandum, Defendant served his Subpoena on MHRN on January 24, 2019. MHRN responded with boilerplate and inapplicable objections, and it refused to produce any responsive documents at all.

On February 19, 2019, counsel for Mr. Anglin and MHRN met and conferred telephonically. MHRN again refused to provide any responsive documents.

WHEREFORE Mr. Anglin requests the Court compel MHRN to immediately and completely respond to Defendant’s Subpoena in its entirety. Mr. Anglin also requests the Court award attorney’s fees and costs incurred in bringing this Motion as a sanction in accordance with Fed. R. Civ. P. 45(g).

Dated: February 21, 2019.

Respectfully submitted,

/s/ Marc J. Randazza

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/s/ Jay M. Wolman

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CERTIFICATE PURSUANT TO LR 26.3(C)(2)(B)

Pursuant to Local Rule 26.3(c)(2)(B), I hereby certify that the parties complied with subsection (c)(1) prior to filing this motion through comprehensive correspondence and through direct dialogue in a telephone conversation.

/s/ Jay M. Wolman
Jay M. Wolman

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Case No. 9:17-cv-50-DLC-JCL

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 21, 2019, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I further certify that a true and correct copy of the foregoing document is being served via transmission of Notices of Electronic Filing generated by CM/ECF and by First Class Mail, postage prepaid, to:

Andres Haladay, Esq.
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111 N. Last Chance Gulch
Arcade Building, Suite 3J
Helena, MT 59601

/s/ Jay M. Wolman

Jay M. Wolman

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